



1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

9/Response
4/15/03
J. Butler
RECEIVED
APR 11 2003
GROUP 1700

USSN: 09/808,550

Filed: 03/14/2001

Applicant : Joranlien et al

For: Mixer apparatus.

Examiner: D. Sorkin

Group :1723.

Docket 1207.

Assistant Commissioner of Patents,
Washington D.C. 20231

Sir,

Response to Notice of non-responsive reply.

In response to the Office Action mailed 01/17/03 setting 1 month for response, please enter the following remarks into the file for the subject application.:

Remarks.

Attached herewith is a copy of all the papers that were filed by Applicants **January 10th 2003** as a **supplemental response** to amendment "A" filed **December 3rd 2002**.

Accordingly, Applicants are of the opinion that the aforementioned supplemental amendment addressed the items 1/-3/ in the Action mailed 1/17/03.

Regarding item 4/ of the Action mailed 1/17/03, Applicants **Ric Joranlien** and **Claude McFarlane** are the joint inventors of the subject matter of all of the claims of the subject **09/808,550** application. Furthermore, Applicants Ric Joranlien and Claude McFarlane were both under contractual obligation at the time of the invention of the subject matter of all the claims of the subject **09/808,550** application to assign the right in these claims to Knight Manufacturing Corporation.

With regard to the subject matter of all the **granted** claims of US. Patent No. **6,409,376** which issued on the **09/562,167** application, the invention of the subject matter of these granted claims of the '376 Patent were all made by **William S. Knight** who was **NOT** under any contractual obligation to assign such granted claims to Knight Manufacturing Corporation.

Applicants also confirm that the invention of the subject matter of all the granted claims of the '376 Patent to Knight was made at the same time as the invention of the subject matter of all of the claims of the subject invention jointly to Joranlien and McFarlane.

Applicants are of the opinion that the aforementioned information is fully responsive to the issues raised by the Examiner. However, if further input is required, Applicants will endeavor to provide such further information on request.

Furthermore, Applicants file herewith a petition for a 2 month extension to April 17th 2003.

Respectfully submitted,



David J. Archer.

Reg. No. 31,076

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8a)

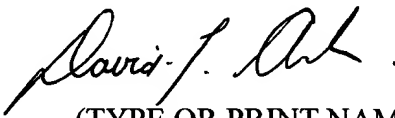
I hereby certify that this correspondence is, on the date shown below, being:

MAILING

☒ deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231

Date: March 31st 2003

Signature



David J. Archer

(TYPE OR PRINT NAME OF PERSON CERTIFYING)

Assistant Commissioner of Patents.
Washington. D.C. 20231

Sir,

Please datestamp and return to address over to acknowledge receipt of the following re. USSN:

Applicant:

Title:

09/308,550

- | | | |
|----|-----------------------|-----|
| 1/ | TRANS. | 6/ |
| 2/ | SUPPLEMENTAL RESPONSE | 7/ |
| 3/ | | 8/ |
| 4/ | DECLARATION | 9/ |
| 5/ | | 10/ |

Respectfully submitted,
David J. Archer
Reg. No. 31,076

DOCKET NO: 1207

RECEIVED
APR 11 2003
GROUP 1700

DJA



Please type a plus sign (+) in this box ☒

Approved for use through 09/30/2000. OMB 0651-0031
Patent and Trademark Office U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number

09/808,550

Filing Date

03/14/2001

First Named Inventor

JORAN LIEN

Group Art Unit

1723

Examiner Name

DAVID SORKIN

Total Number of Pages in This Submission

6

Attorney Docket Number

1207

ENCLOSURES (check all that apply)

- ☐ Fee Transmittal Form
☐ Fee Attached
☒ Amendment / Response
☐ After Final
☐ Affidavits/declaration(s)
☐ Extension of Time Request
☐ Express Abandonment Request
☐ Information Disclosure Statement
☐ Certified Copy of Priority Document(s)
☐ Response to Missing Parts/
Incomplete Application
☐ Response to Missing
Parts under 37 CFR
1.52 or 1.53

- ☐ Assignment Papers
(for an Application)
☐ Drawing(s)
☐ Licensing-related Papers
☐ Petition Routing Slip (PTO/SB/69)
and Accompanying Petition
☐ Petition to Convert to a
Provisional Application
☐ Power of Attorney, Revocation
Change of Correspondence
Address
☐ Terminal Disclaimer
☐ Small Entity Statement
☐ Request for Refund

- ☐ After Allowance Communication
to Group
☐ Appeal Communication to Board
of Appeals and Interferences
☐ Appeal Communication to Group
(Appeal Notice, Brief, Reply Brief)
☐ Proprietary Information
☐ Status Letter
☒ Additional Enclosure(s)
(please identify below):

SIGNED DECLARATION

Remarks

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm
or
Individual name

DAVID J. ARCHER

Signature

David J. Archer

Date

1/10/03

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: 1/10/03

Typed or printed name

DAVID J. ARCHER

Signature

David J. Archer

Date

JAN 10TH 2003

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.

FEE TRANSMITTAL for FY 1999

Patent fees are subject to annual revision.
Small Entity payments must be supported by a small entity statement,
otherwise large entity fees must be paid. See Forms PTO/SB/09-12.

TOTAL AMOUNT OF PAYMENT (\$)
410 -

Complete if Known

Application Number 09/808 550
Filing Date 03/14/2003
First Named Inventor JORAN LIE GROUP
Examiner Name SORKIN
Group / Art Unit 1723
Attorney Docket No. 1207

METHOD OF PAYMENT (check one)

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number
Deposit Account Name

☐ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

2. ☒ Payment Enclosed:

☒ Check ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101 760	201 380	Utility filing fee	
106 310	206 155	Design filing fee	
107 480	207 240	Plant filing fee	
108 760	208 380	Reissue filing fee	
114 150	214 75	Provisional filing fee	

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20** =	X	
Multiple Dependent	-3** =	X	

**or number previously paid, if greater; For Reissues, see below

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
103 18	203 9	Claims in excess of 20	
102 78	202 39	Independent claims in excess of 3	
104 260	204 130	Multiple dependent claim, if not paid	
109 78	209 39	** Reissue independent claims over original patent	
110 18	210 9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$)

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	
116 380	216 190	Extension for reply within second month	
117 870	217 435	Extension for reply within third month	
118 1,360	218 680	Extension for reply within fourth month	
128 1,850	228 925	Extension for reply within fifth month	
119 300	219 150	Notice of Appeal	
120 300	220 150	Filing a brief in support of an appeal	
121 260	221 130	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,210	241 605	Petition to revive - unintentional	
142 1,210	242 605	Utility issue fee (or reissue)	
143 430	243 215	Design issue fee	
144 580	244 290	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 50	Petitions related to provisional applications	
126 240	126 240	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	
146 760	246 380	Filing a submission after final rejection (37 CFR 1.129(a))	
149 760	249 380	For each additional invention to be examined (37 CFR 1.129(b))	

Other fee (specify)

Other fee (specify)

* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)
410 -

SUBMITTED BY

Typed or Printed Name

DAVID J. ARCHER

Signature

David J. Archer

Date

3/10/03

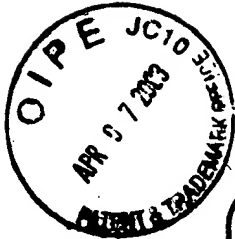
Complete (if applicable)

Reg. Number

3076

Deposit Account User ID

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



RECEIVED
APR 11 2003
GROUP 100

1723
1/15
+

Please type a plus sign (+) inside this box → ☒

PTO/SB/21 (6-98)
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE
Approved for use through 09/30/2000. OMB 0651-0031

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <small>(to be used for all correspondence after initial filing)</small>	Applicati n Number	09/808,550	
	Filing Date	03/14/2001	
	First Named Inventor	JORANLIEN	
	Group Art Unit	1723	
	Examiner Name	SORKIN	
Total Number of Pages in This Submission	12	Attorney Docket Number	1207

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment / Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input checked="" type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Additional Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Small Entity Statement	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	DAVID J. ARCHER
Signature	David J. Archer
Date	3/31/03

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date: MAR 31 2003			
Typed or printed name	DAVID J. ARCHER		
Signature	David J. Archer	Date	3/31/03

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.